



GENERAL ASSEMBLY COMMONWEALTH OF KENTUCKY

2005 REGULAR SESSION

SENATE BILL NO. 112

AS ENACTED

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TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Adler

AN ACT relating to elections and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 118.255 is amended to read as follows:

(1) The Secretary of State shall receive a fee of five hundred dollars (\$500) for a candidate for statewide elected state office or the Congress, two hundred dollars (\$200) for a candidate for Commonwealth's attorney, the General Assembly, or the District Court, Circuit Court, Court of Appeals, or Supreme Court, twenty dollars (\$20) for candidates for office in cities of the fifth or sixth class, fifty dollars (\$50) for other candidates who file with the Secretary of State for each notification and declaration and petition filed with him, and fifty dollars (\$50) for a write-in candidate for office other than municipal office in cities of the fifth or sixth class, to be paid by the candidate, or the candidate's representative, when the notification and declaration and petition or declaration of intent is filed.

(2) The county clerk shall receive a fee pursuant to KRS 64.012 for each notification and declaration and petition filed with him to be paid by the candidate at the time of the filing.

~~[(3) The amount of fees received by the Secretary of State and county clerk for notifications and declarations and petitions filed with them, minus twenty dollars (\$20) for each notification and declaration or petition filed, shall be forwarded to the State Treasurer for deposit in the election campaign fund established by KRS 121A.020.~~

~~(4) The county clerk and/or Secretary of State shall pay the cost of mailing the certification of nomination and declaration petition from the fee collected from the candidate.]~~

Section 2. KRS 121.015 is amended to read as follows:

As used in this chapter:

(1) "Registry" means the Kentucky Registry of Election Finance;

- 1 (2) "Election" means any primary, runoff primary, regular, or special election to fill
 2 vacancies regardless of whether a candidate or slate of candidates is opposed or
 3 unopposed in an election. Each primary, runoff primary, regular, or special election
 4 shall be considered a separate election;
- 5 (3) "Committee" includes the following:
- 6 (a) "Campaign committee," which means one (1) or more persons who receive
 7 contributions and make expenditures to support or oppose one (1) or more
 8 specific candidates or slates of candidates for nomination or election to any
 9 state, county, city, or district office, but does not include an entity established
 10 solely by a candidate which is managed solely by a candidate and a campaign
 11 treasurer and whose name is generic in nature, such as "Friends of (the
 12 candidate)," and does not reflect that other persons have structured themselves
 13 as a committee, designated officers of the committee, and assigned
 14 responsibilities and duties to each officer with the purpose of managing a
 15 campaign to support or oppose a candidate in an election;
- 16 (b) "Caucus campaign committee" which means members of one (1) of the
 17 following caucus groups who receive contributions and make expenditures
 18 to support or oppose one (1) or more specific candidates or slates of
 19 candidates for nomination or election, or a committee:
- 20 1. House Democratic caucus campaign committee;
 21 2. House Republican caucus campaign committee;
 22 3. Senate Democratic caucus campaign committee; and
 23 4. Senate Republican caucus campaign committee;
- 24 (c) "Political issues committee," which means three (3) or more persons joining
 25 together to advocate or oppose a constitutional amendment or public question
 26 which appears on the ballot if that committee receives or expends money in
 27 excess of one thousand dollars (\$1,000);

1 ~~(d)~~~~(e)~~ "Permanent committee," which means a group of individuals, including
 2 an association, committee or organization, other than a campaign committee,
 3 political issues committee, inaugural committee, caucus campaign
 4 committee, or party executive committee, which is established as, or intended
 5 to be, a permanent organization having as a primary purpose expressly
 6 advocating the election or defeat of one (1) or more clearly identified
 7 candidates, slates of candidates, or political parties, which functions on a
 8 regular basis throughout the year;

9 ~~(e)~~~~(d)~~ An executive committee of a political party; and

10 ~~(f)~~~~(e)~~ "Inaugural committee," which means one (1) or more persons who
 11 receive contributions and make expenditures in support of inauguration
 12 activities for any candidate or slate of candidates elected to any state, county,
 13 city, or district office;

14 (4) "Contributing organization" means a group which merely contributes to candidates,
 15 slates of candidates, campaign committees, caucus campaign committees, or
 16 executive committees from time to time from funds derived solely from within the
 17 group, and which does not solicit or receive funds from sources outside the group
 18 itself. However, any contributions made by the groups in excess of one hundred
 19 dollars (\$100) shall be reported to the registry;

20 (5) "Testimonial affair" means an affair held in honor of a person who holds or who is
 21 or was a candidate for nomination or election to a political office in this state
 22 designed to raise funds for any purpose not charitable, religious, or educational;

23 (6) "Contribution" means any:

24 (a) Payment, distribution, loan, deposit, or gift of money or other thing of value,
 25 to a candidate, his agent, a slate of candidates, its authorized agent, a
 26 committee, or contributing organization. As used in this subsection, "loan"
 27 shall include a guarantee, endorsement, or other form of security where the

1 risk of nonpayment rests with the surety, guarantor, or endorser, as well as
 2 with a committee, contributing organization, candidate, slate of candidates, or
 3 other primary obligor. No person shall become liable as surety, endorser, or
 4 guarantor for any sum in any one (1) election which, when combined with all
 5 other contributions the individual makes to a candidate, his agent, a slate of
 6 candidates, its agent, a committee, or a contributing organization, exceeds the
 7 contribution limits provided in ~~[KRS 121A.050 or]~~ KRS 121.150;

8 (b) Payment by any person other than the candidate, his authorized treasurer, a
 9 slate of candidates, its authorized treasurer, a committee, or a contributing
 10 organization, of compensation for the personal services of another person
 11 which are rendered to a candidate, slate of candidates, committee, or
 12 contributing organization, or for inauguration activities;

13 (c) Goods, advertising, or services with a value of more than one hundred dollars
 14 (\$100) in the aggregate in any one (1) election which are furnished to a
 15 candidate, slate of candidates, committee, or contributing organization or for
 16 inauguration activities without charge, or at a rate which is less than the rate
 17 normally charged for the goods or services; or

18 (d) Payment by any person other than a candidate, his authorized treasurer, a slate
 19 of candidates, its authorized treasurer, a committee, or contributing
 20 organization for any goods or services with a value of more than one hundred
 21 dollars (\$100) in the aggregate in any one (1) election which are utilized by a
 22 candidate, slate of candidates, committee, or contributing organization, or for
 23 inauguration activities;

24 (7) Notwithstanding the foregoing meanings of "contribution," the word shall not be
 25 construed to include:

26 (a) Services provided without compensation by individuals volunteering a portion
 27 or all of their time on behalf of a candidate, a slate of candidates, committee,

- 1 or contributing organization;
- 2 (b) A loan of money by any financial institution doing business in Kentucky made
- 3 in accordance with applicable banking laws and regulations and in the
- 4 ordinary course of business; or
- 5 (c) An independent expenditure by any individual or permanent committee;
- 6 (8) "Candidate" means any person who has received contributions or made
- 7 expenditures, has appointed a campaign treasurer, or has given his consent for any
- 8 other person to receive contributions or make expenditures with a view to bringing
- 9 about his nomination or election to public office, except federal office;
- 10 (9) "Slate of candidates" means any two (2) persons who have filed a joint notification
- 11 and declaration pursuant to KRS 118.127, received contributions or made
- 12 expenditures, appointed a campaign treasurer, designated a campaign depository, or
- 13 given their consent for any other person to receive contributions or make
- 14 expenditures with a view to bringing about their nomination for election to the
- 15 offices of Governor and Lieutenant Governor. Unless the context requires
- 16 otherwise, any provision of law that applies to a candidate shall also apply to a slate
- 17 of candidates;
- 18 (10) "Knowingly" means, with respect to conduct or to a circumstance described by a
- 19 statute defining an offense, that a person is aware or should have been aware that
- 20 his conduct is of that nature or that the circumstance exists;
- 21 (11) "Fundraiser" means an individual who directly solicits and secures contributions on
- 22 behalf of a candidate or slate of candidates for a statewide-elected state office or an
- 23 office in a jurisdiction with a population in excess of two hundred thousand
- 24 (200,000) residents;
- 25 (12) "Independent expenditure" means the expenditure of money or other things of value
- 26 for a communication which expressly advocates the election or defeat of a clearly
- 27 identified candidate or slate of candidates, and which is made without any

1 coordination, consultation, or cooperation with any candidate, slate of candidates,
 2 campaign committee, or any authorized person acting on behalf of any of them, and
 3 which is not made in concert with, or at the request or suggestion of any candidate,
 4 slate of candidates, campaign committee, or any authorized person acting on behalf
 5 of any of them;

6 (13) "Electronic reporting" means the use of technology, having electrical, digital,
 7 magnetic, wireless, optical, electromagnetic, or similar capabilities, by which an
 8 individual or other entity submits, compiles, or transmits campaign finance reports
 9 to the registry, or by which the registry receives, stores, analyzes, or discloses the
 10 reports;

11 (14) "Security procedure" means a procedure employed for the purpose of verifying that
 12 an electronic signature, record, or performance is that of a specific person or for
 13 detecting changes or errors in the information in an electronic record. The term
 14 includes a procedure that requires the use of algorithms or other codes, identifying
 15 words or numbers, encryption, or callback or other acknowledgment procedures;

16 (15) "Electronic signature" means an electronic sound, symbol, or process attached to or
 17 logically associated with a record and executed or adopted by a person with the
 18 intent to sign the record;

19 (16) "Filer" means any candidate, a slate of candidates, committee, or other individual
 20 or entity required to submit financial disclosure reports to the registry; and

21 (17) "Filer-side software" means software provided to or used by the filer that enables
 22 transmittal of financial reports to the registry.

23 Section 3. KRS 121.056 is amended to read as follows:

24 (1) No person who contributes more than the maximum legal contribution established
 25 by KRS 121.150~~[121A.050]~~ in any one (1) election to a slate of candidates for
 26 Governor and Lieutenant Governor that is elected to office shall hold any appointive
 27 state office or position, which shall be made by gubernatorial appointment, during

1 the term of office following the campaign in which the contribution shall be made.

2 (2) No person who has contributed more than the maximum legal contribution
3 established by KRS 121.150~~[121A.050]~~ in any one (1) election to a slate of
4 candidates for Governor and Lieutenant Governor that is elected to office or any
5 entity in which such a person has a substantial interest shall have any contract with
6 the Commonwealth of Kentucky during the term of office following the campaign
7 in which the contributions shall be made unless the contract shall be attained by
8 competitive bidding and the person or entity shall have the lowest and best bid.

9 (a) "Substantial interest" means the person making the contribution owns or
10 controls ten percent (10%) or more of an entity or a member of the person's
11 immediate family owns or controls ten percent (10%) of the entity or the
12 person and his immediate family together own or control ten percent (10%) or
13 more of the entity.

14 (b) "Immediate family" means the spouse of the person, the parent of the person
15 or spouse, or the child of the person or spouse.

16 (3) No person shall give or conspire to contribute money or property to any other
17 person for the purpose of making a campaign contribution, in violation of this
18 section. The restrictions established by subsections (1) and (2) of this section to a
19 person who shall contribute in excess of the maximum legal contribution
20 established by KRS 121.150~~[121A.050]~~ in any one (1) election as provided by those
21 subsections, shall apply to a person who makes a total contribution in excess of the
22 maximum legal contribution established by KRS 121.150~~[121A.050]~~ in any one (1)
23 election to a slate of candidates for Governor and Lieutenant Governor that is
24 elected to office as provided by this subsection.

25 Section 4. KRS 121.120 is amended to read as follows:

26 (1) The registry may:

27 (a) Require by special or general orders, any person to submit, under oath, any

- 1 written reports and answers to questions as the registry may prescribe;
- 2 (b) Administer oaths or affirmations;
- 3 (c) Require by subpoena, signed by the chairman, the attendance and testimony of
- 4 witnesses and the production of all documentary evidence, excluding
- 5 individual and business income tax records, relating to the execution of its
- 6 duties;
- 7 (d) In any proceeding or investigation, to order testimony to be taken by
- 8 deposition before any person who is designated by the registry and has the
- 9 power to administer oaths and, in those instances, to compel testimony and the
- 10 production of evidence in the same manner as authorized under paragraph (c);
- 11 (e) Initiate, through civil actions for injunctive, declaratory, or other appropriate
- 12 relief, defend, or appeal any civil action in the name of the registry to enforce
- 13 the provisions of this chapter through its legal counsel;
- 14 (f) Render advisory opinions under KRS 121.135;
- 15 (g) Promulgate administrative regulations necessary to carry out the provisions of
- 16 this chapter;
- 17 (h) Conduct investigations and hearings expeditiously, to encourage voluntary
- 18 compliance, and report apparent campaign finance law violations to the
- 19 appropriate law enforcement authorities;
- 20 (i) Petition any court of competent jurisdiction to issue an order requiring
- 21 compliance with an order or subpoena issued by the registry. Any failure to
- 22 obey the order of the court may be punished by the court as contempt; and
- 23 (j) Conduct random audits of receipts and expenditures of committees which
- 24 have filed registration papers with the registry pursuant to KRS 121.170.
- 25 (2) No person shall be subject to civil liability to any person other than the registry or
- 26 the Commonwealth for disclosing information at the request of the registry.
- 27 (3) The registry may appoint a full-time executive director, legal counsel, and an

1 accountant for auditing purposes, all of whom shall serve at the pleasure of the
 2 registry. The registry may also appoint such other employees as are necessary to
 3 carry out the purposes of this chapter. All requests for personnel appointments shall
 4 be forwarded by the registry directly to the secretary of the Personnel Cabinet and
 5 shall be subject to his review and certification only.

6 (4) The registry shall adopt official forms and perform other duties necessary to
 7 implement the provisions of this chapter~~[- and KRS Chapter 121A]~~. The registry
 8 shall not require the listing of a person's Social Security number on any form
 9 developed by the registry. Without limiting the generality of the foregoing, the
 10 registry shall:

- 11 (a) Develop prescribed forms for the making of the required reports;
- 12 (b) Prepare and publish a manual for all candidates, slates of candidates, and
 13 committees, describing the requirements of the law, including uniform
 14 methods of bookkeeping and reporting, requirements as to reporting dates, and
 15 the length of time that candidates, slates of candidates, and committees are
 16 required to keep any records pursuant to the provisions of this chapter~~[- and~~
 17 ~~KRS Chapter 121A]~~;
- 18 (c) Develop a filing, coding, and cross-indexing system;
- 19 (d) Make each report filed available for public inspection and copying during
 20 regular office hours at the expense of any person requesting copies of them;
- 21 (e) Preserve all reports for at least six (6) years from the date of receipt. Duly
 22 certified reports shall be admissible as evidence in any court in the
 23 Commonwealth;
- 24 (f) Prepare and make available for public inspection a summary of all reports
 25 grouped according to candidates, slates of candidates, committees,
 26 contributing organizations, and parties~~[- and exploratory committees as~~
 27 ~~defined in KRS 121A.010(9)(e)]~~ containing the total receipts and

1 expenditures; and

2 1. For each contribution made by a permanent committee of any amount to
3 a candidate or ~~or~~ slate of candidates, ~~or exploratory committee,~~ the
4 date, name, and business address of the permanent committee, the
5 amount contributed, and a description of the major business, social, or
6 political interest represented by the permanent committee;

7 2. For each contribution in excess of one hundred dollars (\$100) made to a
8 candidate or slate of candidates for a statewide-elected state office, to a
9 campaign committee for a candidate or slate of candidates for a
10 statewide-elected state office, ~~or to an exploratory committee,~~ the date,
11 name, address, occupation, and employer of each contributor and the
12 spouse of the contributor or, if the contributor or spouse of the
13 contributor is self-employed, the name under which he is doing business,
14 and the amount contributed by each contributor, listed alphabetically;
15 and

16 3. For each contribution in excess of one hundred dollars (\$100) made to
17 any candidate or campaign committee other than those specified in
18 subparagraph 2., the date, name, address, occupation, and employer of
19 each other contributor or, if the contributor is self-employed, the name
20 under which he is doing business, and the amount contributed by each
21 contributor, listed alphabetically;

22 (g) Prepare and publish an annual report with cumulative compilations named in
23 paragraph (f) of this subsection;

24 (h) Distribute upon request, for a nominal fee, copies of all summaries and
25 reports;

26 (i) Determine whether the required reports have been filed and if so, whether they
27 conform with the requirements of this chapter ~~and KRS Chapter 121A~~; give

- 1 notice to delinquents to correct or explain defections; issue an order, if
 2 appropriate, as provided in KRS 121.140; and make public the fact that a
 3 violation has occurred and the nature thereof;
- 4 (j) Conduct random audits of receipts and expenditures of candidates running for
 5 city, county, urban-county government, charter county government, and
 6 district offices. When the registry audits the records of any selected candidate,
 7 it shall also audit the records of all other candidates running for the same
 8 office in the selected city, county, urban-county government, charter county
 9 government, or district office;
- 10 (k) Conduct audits of receipts and expenditures of all candidates or slates of
 11 candidates running for statewide office;
- 12 (l) Require that candidates and slates of candidates shall maintain their records
 13 for a period of six (6) years from the date of the regular election in their
 14 respective political races;
- 15 (m) Initiate investigations and make investigations with respect to reports upon
 16 complaint by any person and initiate proceedings on its own motion; and
- 17 (n) Forward to the Attorney General or the appropriate Commonwealth's or
 18 county attorney any violations of this chapter~~[and KRS Chapter 121A]~~ which
 19 may become the subject of civil or criminal prosecution~~[- and~~
- 20 ~~(o) Direct and administer the provisions of KRS Chapter 121A].~~
- 21 (5) All policy and enforcement decisions concerning the regulation of campaign finance
 22 shall be the ultimate responsibility of the registry. No appointed or elected state
 23 officeholder or any other person shall, directly or indirectly, attempt to secure or
 24 create privileges, exemptions, or advantages for himself or others in derogation of
 25 the public interest at large in a manner that seeks to leave any registry member or
 26 employee charged with the enforcement of the campaign finance laws no alternative
 27 but to comply with the wishes of the officeholder or person. Registry members and

employees shall be free of obligation or the appearance of obligation to any interest other than the fair and efficient enforcement of the campaign finance laws and administrative regulations. It shall not be considered a violation of this subsection for an officeholder or other person to seek remedies in a court of law to any policy or enforcement decision he considers to be an abridgement of his legal rights.

(6) If adequate and appropriate agency funds are available, the registry shall:

(a) Develop or acquire a system for electronic reporting for use by individuals and entities required to file campaign finance reports with the registry under this chapter~~[or KRS Chapter 121A]~~. The registry shall promulgate administrative regulations under KRS Chapter 13A which provide for a nonproprietary standardized format or formats, using industry standards, for the transmission of data required under this chapter~~[or KRS Chapter 121A]~~;

(b) Accept test files from software vendors and persons wishing to file reports electronically for the purpose of determining whether the file format complies with the nonproprietary standardized format developed under paragraph (a) of this subsection and is compatible with the registry's system for receiving the data;

(c) Make all paper or electronic reports filed with the registry pertaining to candidates for the General Assembly and statewide office available on the Internet free of charge, in an easily understood format that allows the public to browse, search, and download the data contained in the reports by each of the reporting categories required by this chapter~~[or KRS Chapter 121A]~~, including, but not limited to:

1. The name of each candidate or committee;
2. The office sought by each candidate;
3. The name of each contributor;
4. The address of each contributor;

- 1 5. The employer or business occupation of each contributor, or if the
- 2 contributor is a permanent committee, a description of the major
- 3 business, social, or political interest represented by the permanent
- 4 committee;
- 5 6. The date of each contribution; and
- 6 7. The amount of each contribution.
- 7 (d) Make all data specified in paragraph (c) of this subsection available on the
- 8 Internet no later than ten (10) business days after its receipt by the registry. If a
- 9 contribution or expenditure report is filed late with the registry, that data shall
- 10 be made available on the Internet within twenty-four (24) hours of the
- 11 registry's receipt of the data;
- 12 (e) Make filer-side software available free of charge to all individuals or entities
- 13 subject to the reporting requirements of this chapter~~[or KRS Chapter 121A]~~;
- 14 (f) Establish a training program on the electronic reporting program and make it
- 15 available free of charge to all individuals and entities subject to the reporting
- 16 requirements of this chapter~~[or KRS Chapter 121A]~~; and
- 17 (g) Maintain all campaign finance data pertaining to legislative and statewide
- 18 candidates on-line for twenty (20) years after the date the report containing the
- 19 data is filed, and then archive the data in a secure format.
- 20 (7) In conjunction with the program of electronic reporting set out in subsection (6) of
- 21 this section, the registry may:
- 22 (a) Develop or acquire a computer system that provides for on-line Internet
- 23 submission of the reports required by this chapter~~[or KRS Chapter 121A]~~
- 24 utilizing security procedures to ensure the integrity of the data transmitted;
- 25 and
- 26 (b) Provide procedures for verifying electronic signatures placed upon reports
- 27 under this chapter~~[or KRS Chapter 121A]~~.

1 Section 5. KRS 121.150 is amended to read as follows:

- 2 (1) No contribution shall be made or received, directly or indirectly, other than an
3 independent expenditure, to support inauguration activities or to support or defeat a
4 candidate, slate of candidates, constitutional amendment, or public question which
5 will appear on the ballot in an election, except through the duly appointed campaign
6 manager, or campaign treasurer of the candidate, slate of candidates, or registered
7 committee. Any person making an independent expenditure, shall report these
8 expenditures when the expenditures by that person exceed five hundred dollars
9 (\$500) in the aggregate in any one (1) election, on a form provided or using a format
10 approved by the registry and shall sign a statement on the form, under penalty of
11 perjury, that the expenditure was an actual independent expenditure and that there
12 was no prior communication with the campaign on whose behalf it was made.
- 13 (2) Except as provided in KRS 121.180(10), the solicitation from and contributions by
14 campaign committees, caucus campaign committees, political issues committees,
15 permanent committees, and party executive committees to any religious, charitable,
16 civic, eleemosynary, or other causes or organizations established primarily for the
17 public good is expressly prohibited; except that it shall not be construed as a
18 violation of this section for a candidate or a slate of candidates to contribute to
19 religious, civic, or charitable groups.
- 20 (3) No candidate, slate of candidates, committee, or contributing organization, nor
21 anyone acting on their behalf, shall accept any anonymous contribution in excess of
22 fifty dollars (\$50), and all anonymous contributions in excess of fifty dollars (\$50)
23 shall be returned to the donor, if the donor can be determined. If no donor is found,
24 the contribution shall escheat to the state ~~and be transferred to the election~~
25 ~~campaign fund established by KRS 121A.020~~. No candidate, slate of candidates,
26 committee, or contributing organization, nor anyone acting on their behalf shall
27 accept anonymous contributions in excess of one thousand dollars (\$1,000) in the

1 aggregate in any one (1) election. Anonymous contributions in excess of one
 2 thousand dollars (\$1,000) in the aggregate which are received in any one (1)
 3 election shall escheat to the state ~~and be transferred to the election campaign fund~~
 4 ~~established by KRS 121A.020~~].

5 (4) No candidate, slate of candidates, committee, or contributing organization, nor
 6 anyone on their behalf, shall accept a cash contribution in excess of fifty dollars
 7 (\$50) in the aggregate from each contributor in any one (1) election. No candidate,
 8 slate of candidates, committee, or contributing organization, nor anyone on their
 9 behalf, shall accept a cashier's check or money order in excess of the maximum cash
 10 contribution limit unless the instrument clearly identifies both the payor and the
 11 payee. A contribution made by cashier's check or money order which identifies both
 12 the payor and payee shall be treated as a contribution made by check for purposes of
 13 the contribution limits contained in this section. No person shall make a cash
 14 contribution in excess of fifty dollars (\$50) in the aggregate in any one (1) election
 15 to a candidate, slate of candidates, committee, or contributing organization, nor
 16 anyone on their behalf.

17 (5) No candidate, slate of candidates, committee, contributing organization, nor anyone
 18 on their behalf, shall accept any contribution in excess of one hundred dollars
 19 (\$100) from any person who shall not become eighteen (18) years of age on or
 20 before the day of the next general election.

21 (6) No candidate, slate of candidates, campaign committee, political issues committee,
 22 nor anyone acting on their behalf, shall accept a contribution of more than one
 23 thousand dollars (\$1,000) from any person, permanent committee, or contributing
 24 organization in any one (1) election; except that no candidate for school board, his
 25 campaign committee, nor anyone acting on their behalf shall accept a contribution
 26 of more than one hundred dollars (\$100) from any person or more than two hundred
 27 dollars (\$200) from any permanent committee or contributing organization in any

1 one (1) election. No person, permanent committee, or contributing organization
 2 shall contribute more than one thousand dollars (\$1,000) to any one (1) candidate,
 3 campaign committee, political issues committee, nor anyone acting on their behalf,
 4 in any one (1) election; except that no person shall contribute more than one
 5 hundred dollars (\$100) and no permanent committee or contributing organization
 6 shall contribute more than two hundred dollars (\$200) to any one (1) school board
 7 candidate, his campaign committee, nor anyone acting on their behalf, in any one
 8 (1) election~~[- Limits on contributions for slates of candidates for Governor and~~
 9 ~~Lieutenant Governor which may be made or received in any one (1) election shall~~
 10 ~~be governed by the provisions of KRS 121A.050].~~

11 (7) Permanent committees or contributing organizations affiliated by bylaw structure or
 12 by registration, as determined by the Registry of Election Finance, shall be
 13 considered as one (1) committee for purposes of applying the contribution limits of
 14 subsection (6) of this section.

15 (8) No permanent committee shall contribute funds to another permanent committee for
 16 the purpose of circumventing contribution limits of subsection (6) of this section.

17 (9) No person shall contribute funds to a permanent committee, political issues
 18 committee, or contributing organization for the purpose of circumventing the
 19 contribution limits of subsection (6) of this section.

20 (10) No person shall contribute more than one thousand five hundred dollars (\$1,500) to
 21 all permanent committees and contributing organizations in any one (1) year.

22 (11) No person shall contribute more than two thousand five hundred dollars (\$2,500) to
 23 the state executive committee of a political party and its subdivisions and affiliates
 24 in any one (1) year. No person shall contribute more than two thousand five
 25 hundred dollars (\$2,500) to a caucus campaign committee in any one (1) year.

26 Contributions a person makes to any executive committee other than the state
 27 executive committee~~[a political party]~~ in excess of one thousand dollars (\$1,000) in

any one (1) year shall be deposited in a separate account which the state executive committee maintains for the exclusive purpose of paying administrative costs incurred by the political party.

(12) No person shall make a payment, distribution, loan, advance, deposit, or gift of money to another person to contribute to a candidate, a slate of candidates, committee, contributing organization, or anyone on their behalf. No candidate, slate of candidates, committee, contributing organization, nor anyone on their behalf shall accept a contribution made by one (1) person who has received a payment, distribution, loan, advance, deposit, or gift of money from another person to contribute to a candidate, a slate of candidates, committee, contributing organization, or anyone on their behalf.

(13) No candidates running as a slate for the offices of Governor and Lieutenant Governor shall make combined total personal loans to their committee in excess of fifty thousand dollars (\$50,000) in any one (1) election. No candidate for any other statewide elected state office shall lend to his committee any amount in excess of twenty-five thousand dollars (\$25,000) in any one (1) election. In campaigning for all other offices, no candidate shall lend to his committee more than ten thousand dollars (\$10,000) in any one (1) election.

(14) Subject to the provisions of subsection ~~(19)~~~~(20)~~ of this section, no candidate or slate of candidates for nomination to any state, county, city, or district office, nor their campaign committees, nor anyone on their behalf, shall solicit or accept contributions for primary election expenses after the date of the primary. No person other than the candidate or slate of candidates shall contribute for primary election expenses after the date of the primary.

(15) Subject to the provisions of subsection ~~(19)~~~~(20)~~ of this section, no slate of candidates for nomination for election to the offices of Governor and Lieutenant Governor, nor its campaign committees, nor anyone on their behalf, shall solicit or

1 accept contributions for runoff primary election expenses after the date of the runoff
 2 primary. No person other than the slated candidates shall contribute for runoff
 3 primary election expenses after the date of the runoff primary.

4 (16) Subject to the provisions of subsection (19)~~[(20)]~~ of this section, no candidate or
 5 slate of candidates for any state, county, city, or district office at a regular election,
 6 nor their campaign committees, nor anyone on their behalf, shall solicit or accept
 7 contributions for regular election expenses after the date of the regular election. No
 8 person other than the candidate or slate of candidates shall contribute for regular
 9 election expenses after the date of the regular election.

10 (17) Subject to the provisions of subsection (19)~~[(20)]~~ of this section, no candidate or
 11 slate of candidates for nomination or election to any state, county, city, or district
 12 office, nor their campaign committees, nor anyone on their behalf, shall solicit or
 13 accept contributions for special election expenses after the date of the special
 14 election. No person other than the candidate or slate of candidates shall contribute
 15 for special election expenses after the date of the special election.

16 ~~(18) [Nothing in subsections (14) to (17) of this section shall be deemed to prohibit a~~
 17 ~~slate of candidates from receiving transfers from the election campaign fund~~
 18 ~~established by KRS 121A.020 for which it is eligible for matches of qualifying~~
 19 ~~contributions received prior to the date of the election but for which no transfer~~
 20 ~~from the fund had been made prior to the date of the election.~~

21 ~~(19)]~~ The provisions of subsections (14) and (16) of this section shall apply only to those
 22 candidates in a primary or regular election which shall be conducted subsequent to
 23 January 1, 1989. The provisions of subsections (15) and (17) of this section shall
 24 apply only to those candidates or slates of candidates in a runoff primary or special
 25 election which shall be conducted subsequent to January 1, 1993.

26 (19)~~[(20)]~~ A candidate, slate of candidates, or a campaign committee may solicit and
 27 accept contributions after the date of a primary election, runoff primary election,

regular election, or special election to defray necessary expenses that arise after the date of the election associated with election contests, recounts, and recanvasses of a specific election, complaints regarding alleged campaign finance violations that are filed with the registry pertaining to a specific election, or other legal actions pertaining to a specific election to which a candidate, slate of candidates, or campaign committee is a party. Reports of contributions received and expenditures made after the date of the specific election shall be made in accordance with KRS 121.180.

~~(20)~~~~(21)~~ No slate of candidates for Governor and Lieutenant Governor or their immediate families shall loan any money, service, or other thing of value to their campaign, and all moneys, services, or other things of value which are loaned shall be deemed a contribution, which may not be recovered by the slate of candidates, except to the extent of a combined total of fifty thousand dollars (\$50,000).

~~(21)~~~~(22)~~ No candidate, slate of candidates, committee, except a political issues committee, or contributing organization, nor anyone on their behalf, shall knowingly accept a contribution from a corporation, directly or indirectly.

~~(22)~~~~(23)~~ Nothing in this section shall be construed to restrict the ability of a corporation to administer its permanent committee insofar as its actions can be deemed not to influence an election as prohibited by KRS 121.025.

~~(23)~~~~(24)~~ ~~In addition to the prohibitions set forth in this section, no slate of candidates shall accept any contribution during the twenty-eight (28) days immediately preceding a primary or regular election except as provided in KRS 121A.030(5).~~

~~(25)~~ No candidate, slate of candidates, or committee, nor anyone on their behalf, shall solicit a contribution of money or services from a state employee, whether or not the employee is covered by the classified service provisions of KRS Chapter 18A. However, it shall not be a violation of this subsection for a state employee to receive a solicitation directed to him as a registered voter in an identified precinct as

- 1 part of an overall plan to contact voters not identified as state employees.
- 2 ~~(24)~~~~[(26)]~~ (a) A candidate or a slate of candidates for elective public office~~[-except~~
 3 ~~slates of candidates for Governor and Lieutenant Governor,]~~ shall not accept
 4 contributions from permanent committees which, in the aggregate, exceed
 5 fifty percent (50%) of the total contributions accepted by the candidate or a
 6 slate of candidates in any one (1) election or ten thousand dollars (\$10,000) in
 7 any one (1) election, whichever is the greater amount. The percentage of the
 8 total contributions or dollar amounts of contributions accepted by a candidate
 9 or a slate of candidates in an election that is accepted from permanent
 10 committees shall be calculated as of the day of each election. Funds in a
 11 candidate's or a slate of candidates' campaign account which are carried
 12 forward from one (1) election to another shall not be considered in calculating
 13 the acceptable percentage or dollar amount of contributions which may be
 14 accepted from permanent committees for the election for which the funds are
 15 carried forward. A candidate or a slate of candidates may, without penalty,
 16 contribute funds to his campaign account not later than sixty (60) days
 17 following the election so as not to exceed the permitted percentage or dollar
 18 amount of contributions which may be accepted from permanent committees
 19 or the candidate or a slate of candidates may, not later than sixty (60) days
 20 after the end of the election, refund any excess permanent committee
 21 contributions on a pro rata basis to the permanent committees whose
 22 contributions are accepted after the aggregate limit has been reached.
- 23 (b) The provisions of paragraph (a) of this subsection regarding the receipt of
 24 aggregate contributions from permanent committees in any one (1) election
 25 shall also apply separately to the receipt of aggregate contributions from
 26 executive committees of any county, district, state, or federal political party in
 27 any one (1) election.

1 (c) The provisions of paragraph (a) of this subsection regarding the receipt of
 2 aggregate contributions from permanent committees in any one (1) election
 3 shall also apply separately to the receipt of aggregate contributions from
 4 caucus campaign committees.

5 ~~(25)~~~~(27)~~ No candidate or slate of candidates for any office in this state shall accept a
 6 contribution, including an in-kind contribution, which is made from funds in a
 7 federal campaign account. No person shall make a contribution, including an in-
 8 kind contribution, from funds in a federal campaign account to any candidate or
 9 slate of candidates for any office in this state.

10 Section 6. KRS 121.170 is amended to read as follows:

11 (1) Any committee, except a federally-registered out-of-state permanent committee,
 12 organized under any provisions of this chapter shall register with the registry, by
 13 filing official notice of intention at the time of organization, giving names,
 14 addresses, and positions of the officers of the organization and designating the
 15 candidate or candidates, slate of candidates, or question it is organized to support or
 16 oppose on forms prescribed by the registry; except that no campaign committee for
 17 a slate of candidates for Governor and Lieutenant Governor shall be registered prior
 18 to the filing of a joint notification and declaration by the slate of candidates
 19 pursuant to KRS 118.125 and 118.127. No entity which is excluded from the
 20 definition of "campaign committee" established in KRS 121.015(3)(a) shall be
 21 required to register as a committee with the registry. The name of the committee
 22 shall reasonably identify to the public the sponsorship and purpose of the
 23 committee. The forms filed with the registry shall require the registrant to clearly
 24 identify the specific purpose, sponsorship, and source from which the committee
 25 originates; and the registry shall refuse to allow filing by any committee until this
 26 requirement has been satisfied.

27 (2) Any person who acts as a fundraiser by directly soliciting contributions for an

- 1 election campaign of a candidate or slate of candidates for statewide-elected state
 2 office or an office in a jurisdiction containing in excess of two hundred thousand
 3 (200,000) residents shall register with the registry when he raises in excess of three
 4 thousand dollars (\$3,000) in any one (1) election for the campaign committee by
 5 filing official notice giving his name, address, occupation, employer or, if he is self-
 6 employed, the name under which he is doing business, and all candidates or slates
 7 of candidates for whom he is soliciting on forms prescribed by the registry. A
 8 registered fundraiser shall comply with the campaign finance reporting
 9 requirements of KRS 121.180(3), (4), and (5)~~and KRS 121A.020(5)~~.
- 10 (3) All provisions of KRS 121.160~~and 121A.070~~ governing the duties and
 11 responsibilities of a candidate, slate of candidates, or campaign treasurer shall apply
 12 to a registered committee, except a federally-registered out-of-state permanent
 13 committee, and a person acting as a campaign fundraiser. In case of the death,
 14 resignation, or removal of a campaign treasurer for a permanent committee or
 15 executive committee, the chairman of the permanent committee or executive
 16 committee shall, within three (3) days after receiving notice of the vacancy by
 17 certified mail, appoint a successor as treasurer for the committee and file the name
 18 and address of the successor with the registry. The chairman of the permanent
 19 committee or executive committee shall be accountable as the treasurer for the
 20 committee if the chairman fails to meet this filing requirement.
- 21 (4) The chairman of a committee and the campaign treasurer shall be separate persons.
- 22 (5) Any federally-registered out-of-state permanent committee that contributes to a
 23 Kentucky candidate or a slate of candidates shall:
- 24 (a) File with the registry a copy of its federal registration (Federal Election
 25 Commission Form 1 - Committee Registration Form);
- 26 (b) File with the registry a copy of the Federal Election Commission finance
 27 report when a contribution is made to a Kentucky candidate or a slate of

1 candidates; and

2 (c) Contribute not more than the maximum amount permitted for a permanent
3 committee to make under Kentucky law to any candidate or to any slate of
4 candidates for any office in this Commonwealth.

5 (6) Notwithstanding any provision of law to the contrary, a contribution made by a
6 federally-registered permanent committee to any candidate or to any slate of
7 candidates for any office in this Commonwealth that complies with the provisions
8 of 2 U.S.C. sec. 441b, 11 C.F.R. sec. 104.10, 11 C.F.R. sec. 106.6, and 11 C.F.R.
9 sec. 114.1-114.12 regarding limitations on contributions by corporations shall be
10 deemed to comply with the campaign finance laws of this Commonwealth
11 prohibiting corporate contributions to candidates or slates of candidates.

12 (7) The organization, formation, or registration of a permanent committee by any
13 member of the General Assembly shall be prohibited.

14 Section 7. KRS 121.175 is amended to read as follows:

15 (1) No candidate, committee, or contributing organization shall permit funds in a
16 campaign account to be expended for any purpose other than for allowable
17 campaign expenditures. "Allowable campaign expenditures" means expenditures
18 including reimbursement for actual expenses, made directly and primarily in
19 support of or opposition to a candidate, constitutional amendment, or public
20 question which will appear on the ballot and includes, but is not limited to,
21 expenditures for staff salaries, gifts and meals for volunteer campaign workers, food
22 and beverages provided at a campaign rally, advertising, office space, necessary
23 travel, campaign paraphernalia, purchases of advertisements in athletic and
24 scholastic publications, communications with constituents or prospective voters,
25 polling and consulting, printing, graphic arts, or advertising services, postage, office
26 supplies, stationery, newsletters, and equipment which is used primarily for the
27 administration of the campaign. "Allowable campaign expenditures" does not

1 include expenditures of funds in a campaign account for any purpose made
 2 unlawful by other provisions of the Kentucky Revised Statutes or which would
 3 bestow a private pecuniary benefit, except for payment of the reasonable value of
 4 goods and services provided upon a candidate, member of the candidate's family,
 5 committee, or contributing organization, or any of their employees, paid or unpaid,
 6 including: tickets to an event which is unrelated to a political campaign or
 7 candidacy; items of personal property for distribution to prospective voters except
 8 items bearing the name, likeness, or logo of a candidate or a campaign-related
 9 communication; expenditures to promote or oppose a candidacy for a leadership
 10 position in a governmental, professional, or political organization, or other entity;
 11 and equipment or appliances the primary use of which is for purposes outside of the
 12 campaign. The provisions of KRS 121.190 notwithstanding, a candidate shall not be
 13 required to include a disclaimer on campaign stationery purchased with funds from
 14 his campaign account. A member of the General Assembly may utilize funds in his
 15 campaign account to purchase admission tickets for political party functions and
 16 caucus campaign committee functions, to purchase items with a value of not in
 17 excess of one hundred dollars (\$100) for donation to a political party or caucus
 18 campaign committee for auctions and fundraisers, and to participate in or support
 19 other events sponsored by a political party or caucus campaign committee. A
 20 member of the General Assembly may make allowable campaign expenditures in
 21 both election years and nonelection years.

22 (2) By December 31, 1993, the registry shall promulgate administrative regulations to
 23 implement and enforce the provisions of subsection (1).

24 (3) In lieu of the penalties provided in KRS 121.140 and 121.990 for a violation of this
 25 section, the registry may, after hearing:

26 (a) For a violation which was not committed knowingly, order the violator to
 27 repay the amount of campaign funds which were expended for other than

allowable campaign expenditures, and if not repaid within thirty (30) days, may impose a fine of up to one hundred dollars (\$100) for each day the amount is not repaid, up to a maximum fine of one thousand dollars (\$1,000); and

- (b) For a violation which was committed knowingly, in addition to referring the matter for criminal prosecution, order the violator to repay the amount of campaign funds which were expended for other than allowable campaign expenditures, and if not repaid within thirty (30) days, may impose a fine of up to one hundred dollars (\$100) for each day the amount is not repaid, up to a maximum fine of one thousand dollars (\$1,000).

Section 8. KRS 121.180 is amended to read as follows:

- (1) (a) Any candidate, slate of candidates, or political issues committee shall be exempt from filing any preelection finance reports required by subsection (3) of this section~~[or KRS 121A.020(5), whichever is applicable,]~~ if the candidate, slate of candidates, or political issues committee chairman files a form prescribed and furnished by the registry stating that contributions will not be accepted or expended in excess of three thousand dollars (\$3,000) in any one (1) election to further the candidacy or to support or oppose a constitutional amendment or public question which will appear on the ballot. For a candidate for judicial office who desires to be exempt from filing preelection campaign finance reports as provided in this paragraph, the request for exemption shall be filed by the campaign treasurer of the candidate's campaign committee, but the candidate shall be personally liable for any violation if the campaign treasurer accepts contributions or makes expenditures in excess of the limit and shall be subject to the same penalties as a candidate as provided in subparagraph (1)1. or 2. of this subsection. A separate form shall be required for each primary, runoff primary, regular, or

1 special election in which the candidate or slate of candidates participates or in
2 which the public question appears on the ballot, unless the candidate, slate of
3 candidates, or political issues committee chairman indicates on a request for
4 exemption that the request will be applicable to more than one (1) election.
5 The form shall be filed with the same office with which a candidate or slate of
6 candidates files nomination papers or, in the case of a political issues
7 committee, with the registry.

- 8 (b) Any candidate, slate of candidates, or political issues committee shall be
9 exempt from filing any campaign finance reports required by subsections (3)
10 and (4) of this section~~[or KRS 121A.020(5), whichever is applicable,]~~ if the
11 candidate, slate of candidates, or political issues committee chairman files a
12 form prescribed and furnished by the registry stating that currently no
13 contributions have been received and that contributions will not be accepted
14 or expended in excess of one thousand dollars (\$1,000) in any one (1)
15 election. For a candidate for judicial office who desires to be exempt from
16 filing any campaign finance reports as provided in this paragraph, the request
17 for exemption shall be filed by the campaign treasurer of the candidate's
18 campaign committee, but the candidate shall be personally liable for any
19 violation if the campaign treasurer accepts contributions or makes
20 expenditures in excess of the limit and shall be subject to the same penalties
21 as a candidate as provided in subparagraph (1)1. or 2. of this subsection. A
22 separate form shall be required for each primary, runoff primary, regular, or
23 special election in which the candidate or slate of candidates participates or in
24 which the public question appears on the ballot, unless the candidate, slate of
25 candidates, or political issues committee chairman indicates on a request for
26 exemption that the request will be applicable to more than one (1) election.
27 The form shall be filed with the same office with which a candidate or slate of

1 candidates files nomination papers or, in the case of a political issues
2 committee, with the registry.

- 3 (c) For a primary election, a candidate or slate of candidates shall file a request
4 for exemption not later than the deadline for filing nomination papers and,
5 except as provided in subparagraph 2. of paragraph (d) of this subsection,
6 shall be bound by its terms unless it is rescinded in writing not later than
7 fifteen (15) days after the filing deadline. For a runoff primary election, a slate
8 of candidates shall file its request for exemption not later than five (5) days
9 after the date of the preceding primary election and shall be bound by its terms
10 unless rescinded in writing not later than ten (10) days after the date of the
11 preceding primary election. For a regular election, a candidate or slate of
12 candidates shall file or rescind in writing a request for exemption not later
13 than twenty-five (25) days after the date of the preceding primary election, or
14 runoff primary, if one is held, except as provided in subparagraph 2. of
15 paragraph (d) of this subsection. For a special election, a candidate or slate of
16 candidates shall file a request for exemption not later than ten (10) days after
17 the candidate or slate of candidates is nominated for a special election and
18 shall be bound by its terms unless it is rescinded in writing not later than
19 twenty-five (25) days after the date on which the nomination for a special
20 election is made. A political issues committee chairman shall file a request for
21 exemption not later than ten (10) days after the date on which the committee
22 registers with the registry and shall be bound by its terms unless it is rescinded
23 in writing not later than fifteen (15) days after the date on which the request
24 for exemption is filed.

- 25 (d) 1. A candidate or slate of candidates that revokes a request for exemption
26 in a timely manner may exercise the remaining option or may file all
27 reports required of a candidate intending to raise or spend in excess of

1 three thousand dollars (\$3,000) in an election. If a candidate or slate of
2 candidates elects to exercise a different option, the candidate or slate of
3 candidates shall file the appropriate form with the officer who received
4 the filing papers of the candidate or slate of candidates not later than the
5 deadline for filing a revocation.

6 2. A candidate for any city or county office or for any school board office,
7 who is exempted from some or all campaign finance reporting
8 requirements pursuant to paragraph (a) or (b) of this subsection but who
9 accepts contributions or makes expenditures in excess of the exempted
10 amount in an election, shall file all applicable reports required for the
11 remainder of that election, based upon the amount of contributions or
12 expenditures the candidate accepts or receives in that election. The filing
13 of applicable required reports by a candidate after the exempted amount
14 is exceeded shall serve as notice to the registry that the initial exemption
15 has been rescinded. No further notice to the registry shall be required
16 and no penalty for exceeding the initial exempted amount shall be
17 imposed against the candidate, except for failure to file applicable
18 reports required after the exempted amount is exceeded.

19 (e) Any candidate or slate of candidates that is subject to an August filing
20 deadline and that intends to execute a request for exemption shall file the
21 appropriate request for exemption not later than the filing deadline and, except
22 as provided in subparagraph 2. of paragraph (d) of this subsection, shall be
23 bound by its terms unless it is rescinded in writing not later than fifteen (15)
24 days after the filing deadline. A candidate or slate of candidates that is covered
25 by this paragraph shall have the same reversion rights as those provided in
26 subparagraph 1. of paragraph (d) of this subsection.

27 (f) Any candidate or slate of candidates that will appear on the ballot in a regular

1 election that has signed either request for exemption for that election may
2 exercise the reversion rights provided in subparagraph 1. of paragraph (d) of
3 this subsection if a candidate or slate of candidates that is subject to an August
4 filing deadline subsequently files in opposition to the candidate or slate of
5 candidates. Except as provided in subparagraph 2. of paragraph (d) of this
6 subsection, a candidate or slate of candidates covered by this paragraph shall
7 comply with the deadline for rescission provided in subparagraph 1. of
8 paragraph (d) of this subsection.

9 (g) Except as provided in subparagraph 2. of paragraph (d) of this subsection, any
10 candidate or slate of candidates that has filed a request for exemption for a
11 regular election that later is opposed by a person who has filed a declaration of
12 intent to receive write-in votes may rescind the request for exemption and
13 exercise the reversion rights provided in subparagraph 1. of paragraph (d) of
14 this subsection.

15 (h) Any candidate or slate of candidates that has filed a request for exemption
16 may petition the registry to determine whether another person is campaigning
17 as a write-in candidate prior to having filed a declaration of intent to receive
18 write-in votes, and, if the registry determines upon a preponderance of the
19 evidence that a person who may later be a write-in candidate is conducting a
20 campaign, the candidate or slate of candidates, except as provided in
21 subparagraph 2. of paragraph (d) of this subsection, may petition the registry
22 to permit the candidate or slate of candidates to exercise the reversion rights
23 provided in subparagraph 1. of paragraph (d) of this subsection.

24 (i) If the opponent of a candidate or slate of candidates is replaced due to his
25 withdrawal because of death, disability, or disqualification, the candidate or
26 slate of candidates, except as provided in subparagraph 2. of paragraph (d) of
27 this subsection, may exercise the reversion rights provided in subparagraph 1.

1 of paragraph (d) of this subsection not later than fifteen (15) days after the
2 party executive committee nominates a replacement for the withdrawn
3 candidate or slate of candidates.

4 (j) A person intending to be a write-in candidate for any office in a regular or
5 special election may execute a request for exemption under paragraph (a) or
6 (b) of this subsection and shall be bound by its terms unless it is rescinded in
7 writing not later than fifteen (15) days after the filing deadline for the regular
8 or special election. A person intending to be a write-in candidate who revokes
9 a request for exemption in a timely manner may exercise the remaining
10 exemption option or may file all reports required of a candidate intending to
11 raise or spend in excess of three thousand dollars (\$3,000) in an election.
12 Except as provided in subparagraph 2. of paragraph (d) of this subsection, a
13 person intending to be a write-in candidate who elects to exercise a different
14 exemption option shall file the appropriate form with the officer who received
15 the initial request for exemption not later than fifteen (15) days after the filing
16 deadline for the regular or special election.

17 (k) Except as provided in subparagraph 2. of paragraph (d) of this subsection, the
18 campaign committee of any candidate or slate of candidates that has filed a
19 request for exemption or a political issues committee whose chairman has
20 filed a request for exemption shall be bound by its terms unless it is rescinded
21 in a timely manner and no new request for exemption has been executed.

22 (l) 1. Except as provided in subparagraph 2. of paragraph (d) of this
23 subsection, any candidate, slate of candidates, or political issues
24 committee that is exempt from filing campaign finance reports pursuant
25 to paragraph (a), (b), (e), or (j) of this subsection that accepts
26 contributions or makes expenditures, or whose campaign treasurer
27 accepts contributions or makes expenditures, in excess of the applicable

limit in any one (1) election without rescinding the request for exemption in a timely manner shall comply with all applicable reporting requirements and, in lieu of other penalties prescribed by law, pay a fine of not more than five hundred dollars (\$500) plus the amount by which the spending limit was exceeded.

2. Except as provided in subparagraph 2. of paragraph (d) of this subsection, a candidate, slate of candidates, campaign committee, or political issues committee that is exempt from filing campaign finance reports pursuant to paragraph (a), (b), (e), or (j) of this subsection that knowingly accepts contributions or makes expenditures in excess of the applicable spending limit in any one (1) election without rescinding the request for exemption in a timely manner shall comply with all applicable reporting requirements and shall be guilty of a Class D felony.

- (2) (a) State and county executive committees, and caucus campaign committees shall make a full report, upon a prescribed form, to the registry, of all money, loans, or other things of value, received from any source, and expenditures authorized, incurred, or made, since the date of the last report, including:

1. For each contribution of any amount made by a permanent committee, the name and business address of the permanent committee, the date of the contribution, the amount contributed, and a description of the major business, social, or political interest represented by the permanent committee;
2. For other contributions in excess of one hundred dollars (\$100), the full name, address, age if less than the legal voting age, the date of the contribution, the amount of the contribution, and the employer and occupation of each contributor. If the contributor is self-employed, the

- 1 name under which he is doing business shall be listed;
- 2 3. The total amount of cash contributions received during the reporting
- 3 period; and
- 4 4. A complete statement of expenditures authorized, incurred, or made.
- 5 The complete statement of expenditures shall include the name and
- 6 address of each person to whom an expenditure is made in excess of
- 7 twenty-five dollars (\$25), and the amount, date, and purpose of each
- 8 expenditure.
- 9 (b) This report shall be in the hands of the registry or postmarked within five (5)
- 10 days after the thirtieth day following the primary, runoff primary if slates of
- 11 candidates of that party participate, and regular elections. If an individual
- 12 gives a reportable contribution to a caucus campaign committee or to a state
- 13 or county executive committee with the intention that the contribution or a
- 14 portion of the contribution go to a candidate or slate of candidates, the name
- 15 of the contributor and the sum shall be indicated on the committee report. The
- 16 receipts and expenditures of funds remitted to each political party under KRS
- 17 141.071 to 141.073 shall be separately accounted for and reported to the
- 18 registry in the manner required by KRS 121.230. The separate report may be
- 19 made a separate section within the report required, by this subsection, to be in
- 20 the hands of the registry or postmarked within five (5) days after the thirtieth
- 21 day following each regular election.
- 22 (3) (a) Except for candidates or slates of candidates, campaign committees, or
- 23 political issues committees exempted from reporting requirements pursuant to
- 24 subsection (1) of this section, each campaign treasurer of a candidate, slate of
- 25 candidates, campaign committee, or political issues committee who accepts
- 26 contributions or expends, expects to accept contributions or expend, or
- 27 contracts to expend more than three thousand dollars (\$3,000) in any one (1)

1 election, and each fundraiser who secures contributions in excess of three
2 thousand dollars (\$3,000) in any one (1) election, shall make a full report to
3 the registry, on a form provided or using a format approved by the registry, of
4 all money, loans, or other things of value, received from any source, and
5 expenditures authorized, incurred, and made, since the date of the last report,
6 including:

- 7 1. For each contribution of any amount made by a permanent committee,
8 the name and business address of the permanent committee, the date of
9 the contribution, the amount contributed, and a description of the major
10 business, social, or political interest represented by the permanent
11 committee;
- 12 2. For each contribution in excess of one hundred dollars (\$100) made to a
13 candidate or slate of candidates for a statewide-elected state office, or to
14 a campaign committee for a candidate or slate of candidates for a
15 statewide-elected state office, the date, name, address, occupation, and
16 employer of each contributor and the spouse of the contributor or, if the
17 contributor or spouse of the contributor is self-employed, the name
18 under which he is doing business, and the amount contributed by each
19 contributor; and
- 20 3. For each contribution in excess of one hundred dollars (\$100) made to
21 any candidate or campaign committee other than those specified in
22 subparagraph 2. or a political issues committee, the full name, address,
23 age if less than the legal voting age, the date of the contribution, the
24 amount of the contribution, and the employer and occupation of each
25 other contributor. If the contributor is self-employed, the name under
26 which he is doing business shall be listed;
- 27 4. The total amount of cash contributions received during the reporting

1 period; and

2 5. A complete statement of all expenditures authorized, incurred, or made.
 3 The complete statement of expenditures shall include the name, address,
 4 and occupation of each person to whom an expenditure is made in
 5 excess of twenty-five dollars (\$25), and the amount, date, and purpose of
 6 each expenditure.

7 (b) Reports of all candidates, slates of candidates, campaign committees, political
 8 issues committees, and registered fundraisers shall be made as follows:

- 9 1. Candidates as defined in KRS 121.015(8), slates of candidates,
 10 campaign committees, political issues committees, and fundraisers
 11 which register in the year before the year an election in which the
 12 candidate, a slate of candidates, or public question shall appear on the
 13 ballot, shall file financial reports with the registry at the end of the first
 14 calendar quarter after persons become candidates or slates of
 15 candidates,~~[the person becomes a candidate]~~ or following registration of
 16 the committee or fundraiser, and each calendar quarter thereafter, ending
 17 with the last calendar quarter of that year. Candidates, slates of
 18 candidates, committees, and registered fundraisers shall make all reports
 19 required by this section during the year in which the election takes place;
- 20 2. All candidates, slates of candidates, campaign committees, political
 21 issues committees, and registered fundraisers shall make reports on the
 22 thirty-second day preceding an election, including all previous
 23 contributions and expenditures;
- 24 3. All candidates, slates of candidates, campaign committees, political
 25 issues committees, and registered fundraisers shall make reports on the
 26 fifteenth day preceding the date of the election; and
- 27 4. All reports to the registry shall be received by the registry or postmarked

1 within five (5) days after each filing deadline.

2 (4) Except for candidates, slates of candidates, and political issues committees,
3 exempted pursuant to subsection (1)(b) of this section, all candidates, regardless of
4 funds received or expended, campaign committees, political issues committees, and
5 registered fundraisers shall make post-election reports within thirty (30) days after
6 the election.

7 (5) In making the preceding reports, the total gross receipts from each of the following
8 categories shall be listed: proceeds from the sale of tickets for events such as
9 testimonial affairs, dinners, luncheons, rallies, and similar fundraising events, mass
10 collections made at the events, and sales of items such as campaign pins, buttons,
11 hats, ties, literature, and similar materials. When any individual purchase or the
12 aggregate purchases of any item enumerated above from a candidate or slate of
13 candidates for a statewide-elected state office or a campaign committee for a
14 candidate or slate of candidates for a statewide-elected state office exceeds one
15 hundred dollars (\$100), the purchaser shall be identified by name, address, age, if
16 less than the legal voting age, occupation, and employer and the employer of the
17 spouse of the purchaser or, if the purchaser or the spouse of the purchaser is self-
18 employed, the name under which he is doing business, and the amount of the
19 purchase. When any individual purchase or the aggregate purchases of any item
20 enumerated above from any candidate or campaign committee other than a
21 candidate or slate of candidates for a statewide-elected state office or campaign
22 committee for a candidate or slate of candidates for a statewide-elected state office
23 exceeds one hundred dollars (\$100), the purchaser shall be identified by name,
24 address, age if less than the legal voting age, occupation, and employer, or if the
25 purchaser is self-employed, the name under which he is doing business, and the
26 amount of the purchase. The lists shall be maintained by the campaign treasurer,
27 political issues committee treasurer, registered fundraiser, or other sponsor for

1 inspection by the registry for six (6) years following the date of the election.

2 (6) Each permanent committee, except a federally registered out-of-state permanent
3 committee, inaugural committee, or contributing organization shall make a full
4 report to the registry, on a form provided or using a format approved by the registry,
5 of all money, loans, or other things of value, received by it from any source, and all
6 expenditures authorized, incurred, or made, since the date of the last report,
7 including:

8 (a) For each contribution of any amount made by a permanent committee, the
9 name and business address of the permanent committee, the date of the
10 contribution, the amount contributed, and a description of the major business,
11 social, or political interest represented by the permanent committee;

12 (b) For other contributions in excess of one hundred dollars (\$100), the full name,
13 address, age if under the legal voting age, the date of the contribution, the
14 amount of the contribution, and the employer and occupation of each
15 contributor. If the contributor is self-employed, the name under which he is
16 doing business shall be listed;

17 (c) An aggregate amount of cash contributions, the amount contributed by each
18 contributor, and the date of each contribution; and

19 (d) A complete statement of all expenditures authorized, incurred, or made,
20 including independent expenditures. This report shall be made by a permanent
21 committee, inaugural committee, or contributing organization to the registry
22 on the last day of the first calendar quarter following the registration of the
23 committee with the registry and on the last day of each succeeding calendar
24 quarter until such time as the committee terminates. A contributing
25 organization shall file a report of contributions received and expenditures on a
26 form provided or using a format approved by the registry not later than the last
27 day of each calendar quarter in which contributions are received or

1 expenditures are made. All reports to the registry shall be postmarked or
2 received not later than five (5) days after each filing deadline.

3 (7) If the final statement of a candidate, campaign committee, or political issues
4 committee shows an unexpended balance of contributions, continuing debts and
5 obligations, or an expenditure deficit, the campaign treasurer shall file with the
6 registry a supplemental statement of contributions and expenditures not more than
7 thirty (30) days after the deadline for filing the final statement. Subsequent
8 supplemental statements shall be filed annually, to be received by the registry or
9 postmarked not later than ten (10) days after November 1 of each year, until the
10 account shows no unexpended balance, continuing debts and obligations,
11 expenditures, or deficit, or until the year before the candidate or a slate of
12 candidates seeks to appear on the ballot for the same office for which the funds in
13 the campaign account were originally contributed, in which case the candidate or a
14 slate of candidates shall file the supplemental annual report not later than ten (10)
15 days after November 1 of that year or at the end of the first calendar quarter of that
16 year after the candidate or slate of candidates files~~[-his]~~ nomination papers for the
17 next year's primary or regular election. All contributions shall be subject to KRS
18 121.150.

19 (8) All reports filed under the provisions of this chapter shall be a matter of public
20 record open to inspection by any member of the public immediately upon receipt of
21 the report by the registry. A duplicate paper copy of each report filed either on paper
22 or electronically with the registry shall be filed by the candidate, slate of candidates,
23 or committee with the county clerk in the county in which the candidate or persons
24 running as a slate of candidates reside at the same time. County clerks shall
25 maintain these reports for public inspection for a period of one (1) year from the
26 date the last report is required to be filed.

27 (9) A candidate or slate of candidates is relieved of the duty personally to file reports

1 and keep records of receipts and expenditures if the candidate or slate states in
2 writing or on forms provided by the registry that:

- 3 (a) Within five (5) business days after personally receiving any contributions, the
4 candidate or slate of candidates shall surrender possession of the contributions
5 to the treasurer of their principal campaign committee without expending any
6 of the proceeds thereof. No contributions shall be commingled with the
7 candidate's or slated candidates' personal funds or accounts. Contributions
8 received by check, money order, or other written instrument shall be endorsed
9 directly to the campaign committee and shall not be cashed or redeemed by
10 the candidate;
- 11 (b) The candidate or slate of candidates shall not make any unreimbursed
12 expenditure for the campaign, except that this paragraph does not preclude a
13 candidate or slate from making an expenditure from personal funds to the
14 designated principal campaign committee, which shall be reported by the
15 committee as a contribution received; and
- 16 (c) The waiver shall continue in effect as long as the candidate or slate of
17 candidates complies with the conditions under which it was granted.
- 18 (10) No candidate, slate of candidates, campaign committee, political issues committee,
19 or contributing organization shall use or permit the use of contributions or funds
20 solicited or received for the person or in support of or opposition to a public issue
21 which will appear on the ballot to further the candidacy of the person for a different
22 public office, to support or oppose a different public issue, or to further the
23 candidacy of any other person for public office; except that nothing in this
24 subsection shall be deemed to prohibit a candidate or slate of candidates from using
25 funds in the campaign account to purchase admission tickets for any fundraising
26 event or testimonial affair for another candidate or slate of candidates if the amount
27 of the purchase does not exceed one hundred dollars (\$100) per event or affair. Any

1 funds or contributions solicited or received by or on behalf of a candidate, slate of
 2 candidates, or any committee, which has been organized in whole or in part to
 3 further any candidacy for the same person or to support or oppose the same public
 4 issue, shall be deemed to have been solicited or received for the current candidacy
 5 or for the election on the public issue if the funds or contributions are solicited or
 6 received at any time prior to the regular election for which the candidate, slate of
 7 candidates, or public issue is on the ballot. ~~[Except as provided in KRS~~
 8 ~~121A.080(6),]~~ Any unexpended balance of funds not otherwise obligated for the
 9 payment of expenses incurred to further a political issue or the candidacy of a
 10 person shall, in whole or in part, at the election of the candidate or committee,
 11 escheat to the State Treasury, be returned pro rata to all contributors, or, in the case
 12 of a partisan candidate, be transferred to a caucus campaign committee, or to the
 13 state or county executive committee of the political party of which the candidate is a
 14 member except that a candidate, committee, or an official may retain the funds to
 15 further the same public issue or to seek election to the same office or may donate
 16 the funds to any charitable, nonprofit, or educational institution recognized under
 17 Section 501(c)(3) of the United States Internal Revenue Code of 1986, as amended,
 18 and any successor thereto.

19 (11) (a) Any publisher of newspapers or magazines, owner or lessor of billboards, or
 20 any other person, company, corporation, or business organization offering its
 21 communications or advertising services for hire to the public who receives
 22 funds for the purchase of advertising services or material, shall file with the
 23 registry a copy of the material or communication purchased which supports or
 24 opposes any slate of candidates or committee; a copy of the receipt for the
 25 funds paid; the name and address of each purchaser; and the source of the
 26 funds for the purchase if different than the purchaser.

27 (b) A radio or television station or network that receives funds for the purchase of

1 advertising services or material that supports or opposes a slate of candidates
2 or committee shall file with the registry a copy of the documentation of paid
3 political campaign advertisements that is required to be maintained by the
4 Federal Communications Commission, along with a cover letter from the
5 manager of the station or network or the manager's designee.

6 (c) All information required to be reported by paragraphs (a) and (b) of this
7 subsection shall be in the hands of the registry or postmarked not later than the
8 thirtieth day following the primary, runoff primary, and regular elections that
9 are held subsequent to the date that the broadcasting or printing of the
10 advertisement occurs.

11 (d) The provisions of this subsection shall apply only to purchases of advertising
12 services or material to support or oppose a slate of candidates for election to
13 the offices of Governor and Lieutenant Governor.

14 (e) Notwithstanding KRS 121.990 ~~and KRS 121A.990~~, penalties for violation
15 of this subsection shall be assessed in accordance with the provisions of KRS
16 121.140(2).

17 (12) (a) For the purposes of this subsection, "election cycle," as applied to
18 contributions, expenditures, or loans to support or oppose a candidate for a
19 particular office, means the period of time beginning January 1 following a
20 regular election for the office and ending December 31 following the next
21 regular election for that office.

22 (b) For the purpose of this subsection, "election cycle," as applied to
23 contributions, expenditures, or loans to support or oppose a constitutional
24 amendment or public question which appears on the ballot, means the period
25 of time beginning January 1 following a regular election for any state
26 legislative office and ending December 31 following the next regular election
27 for any state legislative office.

1 (c) If adequate and appropriate agency funds are available to implement this
2 subsection, beginning on January 1, 2002, the option of electronic reporting
3 shall be made available by the registry for all of the following:

- 4 1. Candidates for statewide office and slates of candidates that during the
5 election cycle receive contributions or loans in the aggregate of twenty-
6 five thousand dollars (\$25,000) or more, or at any time have a balance in
7 a campaign account or accounts in the aggregate of twenty-five thousand
8 dollars (\$25,000) or more;
- 9 2. Candidates for the General Assembly that during the election cycle
10 receive contributions or loans in the aggregate of twelve thousand five
11 hundred dollars (\$12,500), or at any time have a balance in an aggregate
12 of twelve thousand five hundred dollars (\$12,500) or more; and
- 13 3. Campaign committees, political issues committees, permanent
14 committees, registered fundraisers, contributing organizations, and
15 individuals and entities making independent expenditures that during the
16 election cycle receive contributions or loans in an aggregate of twenty-
17 five thousand dollars (\$25,000) or more, make expenditures in an
18 aggregate of twenty-five thousand dollars (\$25,000) or more, or at any
19 time have a balance in an aggregate of twenty-five thousand dollars
20 (\$25,000) or more.

21 (13) Filers specified in subsection (12) of this section shall also continue to file required
22 campaign finance reports in paper format until the registry deems it is no longer
23 necessary. The paper copy shall continue to be the official version for audit and
24 other legal purposes.

25 (14) Filers not required to file reports electronically, as set forth in this section, are
26 strongly encouraged to do so voluntarily.

27 (15) The date that an electronic or on-line report shall be deemed to have been filed with

1 the registry shall be the date on which it is received by the registry.

2 (16) All electronic or on-line filers shall affirm, under penalty of perjury, that the report
3 filed with the registry is complete and accurate.

4 (17) Filers who submit computer disks which are not readable, cannot be copied, or are
5 not accompanied by any requisite paper copy shall be deemed to not be in
6 compliance with the requirements set forth in this section.

7 (18) No candidate is obligated to file any reports electronically.

8 Section 9. KRS 121.220 is amended to read as follows:

9 (1) Each candidate, slate of candidates, and each committee shall, before receiving any
10 contributions or expending any money, designate one (1) primary campaign
11 depository for the purpose of depositing all contributions received and disbursing all
12 expenditures made by the candidate, slate of candidates, or committee. The
13 candidate, slate of candidates, or committee may also designate one (1) secondary
14 depository in each county in which an election is held and in which the candidate,
15 slate of candidates, or committee participates. Deputy campaign treasurers may
16 make expenditures from secondary depositories but only from moneys which first
17 have been deposited in the primary campaign depository. Only a financial
18 institution authorized to transact business in Kentucky may be designated as a
19 campaign depository. The candidate, slate of candidates, or committee shall file the
20 name and address of each primary and secondary depository so designated at the
21 same time the candidate, slate of candidates, or committee files the name of his or
22 its campaign treasurer.

23 (2) All funds received by the campaign treasurer or any deputy campaign treasurer of
24 any candidate, slate of candidates, or committee shall be deposited in a campaign
25 depository in an account designated "Campaign Fund of (name of candidate or
26 committee)." For each deposit, the campaign treasurer or deputy campaign treasurer
27 shall retain a statement showing the name and business address of the permanent

committee, the amount contributed, and a description of the major business, social, or political interest represented by the permanent committee for each contribution of any amount made by a permanent committee, and the full name, address, employer of each other contributor and the spouse of the contributor or, if the contributor or spouse of the contributor is self-employed, the name under which he is doing business, and occupation of each contributor of more than one hundred dollars (\$100) and the amount contributed. Cash contributions shall be accompanied by the same receipt form~~[- The campaign treasurer or deputy campaign treasurer for a slate of candidates or a slate's campaign committee shall comply with the requirements of KRS 121A.080(6)].~~

Section 10. KRS 121.990 is amended to read as follows:

- (1) Any corporation or any officer, agent, attorney, or employee of a corporation, who knowingly violates any of the provisions of KRS 121.025, shall be fined not more than ten thousand dollars (\$10,000), and, in the case of individuals, be guilty of a Class D felony.
- (2) Any corporation that knowingly violates any of the provisions of KRS 121.035(1) or KRS 121.310(2) shall be fined not more than ten thousand dollars (\$10,000) for each offense, and upon conviction its charter shall be forfeited or its authority to do business revoked.
- (3) Any person who knowingly violates any of the provisions of KRS 121.035(2), 121.045, 121.055, 121.150 to 121.230, 121.310(1), or 121.320~~[- or KRS Chapter 121A,]~~ shall, for each offense, be guilty of a Class D felony. Violations of KRS 121.150 to 121.230~~[- or KRS Chapter 121A]~~ shall include, but shall not be limited to, any of the following acts or omissions:
 - (a) Failure to make required reports or to file reports at times specified;
 - (b) Making any false statement or report;
 - (c) Giving money under a fictitious name; or

- 1 (d) Making any communication in violation of KRS 121.190(1).
- 2 (4) The nomination for, or election to, an office of any candidate or slate of candidates
 3 who knowingly violates any provision of KRS 121.150 to 121.220~~[or KRS Chapter~~
 4 ~~121A]~~, or whose campaign treasurer knowingly violates any provision of KRS
 5 121.150 to 121.220~~[or KRS Chapter 121A]~~, with the knowledge of that candidate
 6 or slate of candidates, shall be void, and, upon a final judicial determination of
 7 guilt, the office shall be declared vacant and the officeholder shall forfeit all
 8 benefits which he would have been entitled to receive had he continued to serve,
 9 and the office or candidacy shall be filled as provided by law for the filling of a
 10 vacancy. An action to declare a vacancy under this subsection may be brought by
 11 the registry, the Attorney General, any candidate or slate of candidates for the office
 12 sought to be declared vacant, or any qualified voter.
- 13 (5) The Attorney General, Commonwealth's attorney, the registry, or any qualified
 14 voter may sue for injunctive relief to compel compliance with the provisions of
 15 KRS 121.056 and KRS 121.120 to 121.230~~[and KRS Chapter 121A]~~.
- 16 (6) The Commonwealth's attorney or county attorney for the county in which the
 17 candidate or slated candidates reside shall be the chief prosecutor upon receipt of a
 18 written request from the registry and shall prosecute any violator under this chapter~~[~~
 19 ~~or KRS Chapter 121A]~~. In the event he fails or refuses to prosecute a violator, upon
 20 written request from the registry, the Attorney General shall appoint a special
 21 prosecutor with full authority to carry out the provisions of this section.
- 22 (7) Any officeholder who knowingly violates the provisions of KRS 121.150(12) shall,
 23 upon a final judicial determination of guilt, have his office declared vacant and shall
 24 forfeit all benefits which he would have been entitled to receive had he continued to
 25 serve.
- 26 (8) Any Governor or any gubernatorial appointee who knowingly appoints, approves
 27 the appointment, or participates in the appointing of any person to any appointive

1 state office or position in violation of KRS 121.056(1) shall be guilty of a Class D
2 felony and, upon a final judicial determination of guilt, have his office declared
3 vacant and shall forfeit all benefits which he would have been entitled to receive
4 had he continued to serve.

5 (9) Any person who knowingly receives an appointment to any appointive state office
6 or position in violation of KRS 121.056(1) shall be guilty of a Class D felony and,
7 upon a final judicial determination of guilt, have his office declared vacant, forfeit
8 all benefits which he would have been entitled to receive, and shall be ineligible to
9 receive an appointment to a state office or position for a period of five (5) years
10 from the date of a final judicial determination of guilt.

11 (10) Any elected or appointed state officeholder who knowingly awards or participates in
12 the awarding of a contract with the Commonwealth of Kentucky to a person or
13 entity in violation of KRS 121.056(2) shall be guilty of a Class D felony and, upon a
14 final judicial determination of guilt, have his office declared vacant and shall forfeit
15 all benefits which he would have been entitled to receive had he continued to serve.

16 (11) Any person or entity who knowingly receives a contract with the Commonwealth of
17 Kentucky in violation of KRS 121.056(2) shall be guilty of a Class D felony. Upon
18 conviction, the contract shall be canceled, and the person or entity convicted shall
19 be ineligible to receive a contract with the Commonwealth of Kentucky for a period
20 of five (5) years from the date of a final judicial determination of guilt.

21 (12) Any person who knowingly violates any of the provisions of KRS 121.056(3) shall
22 be guilty of a Class D felony.

23 (13) Any person who knowingly fails to pay a civil penalty, assessed by the registry or a
24 judicial panel pursuant to KRS 121.140 for violation of campaign finance laws,
25 shall be disqualified from filing for public office until such penalty is paid or the
26 registry rules that settlement has otherwise been made.

27 (14) Any elected official who knowingly awards or participates in the awarding of a

1 nonbid contract or whose appointee knowingly awards or participates in the
2 awarding of a nonbid contract in violation of KRS 121.330(1) shall be guilty of a
3 Class D felony and, upon a final judicial determination of guilt, have his office
4 declared vacant and shall forfeit all benefits which he would have been entitled to
5 receive had he continued to serve.

6 (15) Any entity who knowingly receives a nonbid contract with a governing authority in
7 violation of KRS 121.330(2) shall be guilty of a Class D felony. Upon conviction,
8 the nonbid contract shall be canceled, and the entity convicted shall be ineligible to
9 receive a nonbid contract with a governing authority for a period of five (5) years
10 from the date of final judicial determination of guilt.

11 (16) Any elected official who knowingly awards or participates in awarding of a nonbid
12 contract, lease, or appointment to an office or board or whose appointee knowingly
13 awards or participates in the awarding of a nonbid contract, lease, or appointment to
14 an office or board in violation of KRS 121.330(3) shall be guilty of a Class D felony
15 and, upon a final judicial determination of guilt, have his office declared vacant and
16 shall forfeit all benefits which he would have been entitled to receive had he
17 continued to serve.

18 (17) (a) Any fundraiser who knowingly receives a nonbid contract, lease, or
19 appointment to an office or board or any entity in which he has an interest
20 who knowingly receives a nonbid contract or lease in violation of KRS
21 121.330(4) shall be guilty of a Class D felony;

22 (b) Any immediate family member, employer, or employee of a fundraiser who
23 knowingly receives a nonbid contract, lease, or appointment to an office or
24 board in violation of KRS 121.330(4) shall be guilty of a Class D felony; and

25 (c) Upon conviction, the nonbid contract, lease, or appointment shall be canceled,
26 and the person or entity convicted shall be ineligible to receive a nonbid
27 contract, lease, or appointment with a governing authority for a period of five

1 (5) years from the date of a final judicial determination of guilt.

2 (18) Any appointed or elected state office holder or any other person who knowingly
3 violates the provisions of KRS 121.120(5) shall be guilty of a Class D felony. In the
4 event a candidate has assumed office, upon a final judicial determination of guilt,
5 his office shall be declared vacant and he shall forfeit all benefits which he would
6 have been entitled to receive had he continued to serve.

7 (19) Any person who knowingly violates the provisions of KRS 121.065(1) shall be
8 guilty of a Class A misdemeanor.

9 Section 11. KRS 154A.160 is amended to read as follows:

10 (1) The corporation shall not organize, participate in, or contribute to a political action
11 committee, either directly or indirectly.

12 ~~(2) [No person, partnership, unincorporated association, corporation, or other business~~
13 ~~entity selected to provide auditing services or a major lottery specific procurement~~
14 ~~item to the corporation, nor any related entity, or a political action committee~~
15 ~~thereof or to which the person or organization contributes, shall have made~~
16 ~~contributions which do not comply with KRS Chapter 121A.~~

17 ~~(3) [~~ No person who receives goods, services, moneys, or rights having monetary value
18 in excess of fifty dollars (\$50) pursuant to any contract with the corporation, and no
19 agent, officer, employee, shareholder, or partner of such person, shall pay money,
20 service, or other thing of value, to or for the benefit of, any agent, officer, employee
21 of the corporation or to any person having the authority to appoint or to confirm the
22 appointment of any agent, officer, and employee of the corporation on account of, in
23 consideration for, or to induce the corporation to enter into the contract. This
24 section shall not apply to otherwise lawful contributions to political campaigns.

25 Section 12. KRS 154A.990 is amended to read as follows:

26 (1) (a) Any person who knowingly sells a lottery ticket to a person under eighteen
27 (18) years of age shall be guilty of a violation for the first offense and for each

1 subsequent offense shall be guilty of a Class B misdemeanor.

2 (b) Any lottery retailer who violates KRS 154A.450 shall be notified by the
3 corporation in writing that the retailer shall have thirty (30) days in which to
4 correct the violation. If at the end of that thirty (30) day period the violation is
5 not corrected, the corporation shall remove all lottery vending machines from
6 the retailer's premises.

7 (2) Any person who, with intent to defraud, falsely makes, alters, forges, utters, passes,
8 or counterfeits a state lottery ticket shall be guilty of a Class C felony.

9 (3) Any person who influences or attempts to influence the winning of a prize through
10 the use of coercion, fraud, deception, or tampering with lottery equipment or
11 materials shall be guilty of a Class B felony.

12 (4) Any person who violates the provisions of KRS 154A.030(2) shall be guilty of a
13 Class D felony and shall be removed from the board.

14 (5) Any person who violates the provisions of KRS 154A.080(2) shall be fined not less
15 than five thousand dollars (\$5,000) nor more than fifty thousand dollars (\$50,000)
16 and shall be guilty of a Class D felony.

17 (6) Any person who violates the provisions of KRS 154A.080(3) shall be guilty of a
18 Class D felony.

19 (7) Any person who violates the provisions of KRS 154A.080(4) shall be guilty of a
20 Class A misdemeanor.

21 (8) Any person, including any retailer and any officers, directors, or employees of a
22 corporate retailer, any general partner or employee of a retailer which is a
23 partnership or joint venture, or any owner or employee of a retailer which is a sole
24 proprietorship, who willfully violates the provisions of KRS 154A.420(1) shall be
25 fined not less than one thousand dollars (\$1,000) nor more than ten thousand dollars
26 (\$10,000) and shall be guilty of a Class D felony.

27 (9) Any person who violates the provisions of KRS 154A.440(1) for the first offense

1 shall be guilty of a violation and for each subsequent offense shall be guilty of a
2 Class B misdemeanor.

3 (10) Any person violating KRS 154A.160~~(2)~~~~(3)~~ is guilty of a Class D felony.

4 (11) Any person who knowingly provides false or intentionally misleading information
5 to the corporation in connection with a background investigation prior to
6 employment pursuant to KRS 154A.080(5), an application for a lottery retailer
7 certificate under KRS 154A.400, the corporation's investigation of prospective
8 vendors pursuant to KRS 154A.600, or any investigation by the corporation's
9 Division of Security shall be fined not less than one thousand dollars (\$1,000) nor
10 more than ten thousand dollars (\$10,000), and shall be guilty of a Class D felony.

11 (12) Unless the corporation shall have promulgated administrative regulations governing
12 its procurements under KRS 154A.120(1), the provisions of KRS 45A.990(1) to
13 45A.990(8) shall be deemed to apply to procurement activities conducted under this
14 chapter which are governed by KRS Chapter 45A. If the corporation has
15 promulgated administrative regulations governing its procurements, any person who
16 willfully violates the administrative regulations shall be guilty of a Class A
17 misdemeanor.

18 Section 13. KRS 6.611 is amended to read as follows:

19 As used in this code, unless the context requires otherwise:

20 (1) "Adversarial proceeding" means a proceeding in which decisions are made based
21 upon evidence presented as measured against established standards, with parties
22 having the right to appeal the decision on the record to a court.

23 (2) (a) "Anything of value" includes the following:

- 24 1. A pecuniary item, including money, or a bank bill or note;
- 25 2. A promissory note, bill of exchange, order, draft, warrant, check, or
26 bond given for the payment of money;
- 27 3. A contract, agreement, promise, or other obligation for an advance,

- 1 conveyance, forgiveness of indebtedness, deposit, distribution, loan,
- 2 payment, gift, pledge, or transfer of money;
- 3 4. A stock, bond, note, or other investment interest in an entity;
- 4 5. A receipt given for the payment of money or other property;
- 5 6. A right in action;
- 6 7. A gift, tangible good, chattel, or an interest in a gift, tangible good, or
- 7 chattel;
- 8 8. A loan or forgiveness of indebtedness;
- 9 9. A work of art, antique, or collectible;
- 10 10. An automobile or other means of personal transportation;
- 11 11. Real property or an interest in real property, including title to realty; a
- 12 fee simple or partial interest, present or future, contingent or vested,
- 13 within realty; a leasehold interest; or other beneficial interest in realty;
- 14 12. A rebate or discount in the price of anything of value unless the rebate or
- 15 discount is made in the ordinary course of business to a member of the
- 16 public without regard to that person's status as a legislator;
- 17 13. A promise or offer of employment; or
- 18 14. Any other thing of value that is pecuniary or compensatory in value to a
- 19 person, or the primary significance of which is economic gain.
- 20 (b) "Anything of value" does not include:
- 21 1. A campaign contribution properly received and reported, if reportable,
- 22 as required under KRS Chapter 121~~[-or 121A]~~;
- 23 2. Compensation, food, beverages, entertainment, transportation, lodging,
- 24 or other goods or services extended to a legislator by the legislator's
- 25 private employer or by a person other than a legislative agent or
- 26 employer;
- 27 3. A usual and customary commercial loan made in the ordinary course of

1 business, without regard to the recipient's status as a legislator, and by a
2 person or institution authorized by law to engage in the business of
3 making loans;

4 4. A certificate, plaque, or commemorative token of less than one hundred
5 fifty dollars (\$150) value;

6 5. Informational or promotional items;

7 6. Educational items;

8 7. Food and beverages consumed on the premises;

9 8. The cost of attendance or participation, and of food and beverages
10 consumed, at events:

11 a. To which all members of the Kentucky Senate or the Kentucky
12 House of Representatives, or both, are invited;

13 b. To which all members of a joint committee or task force of the
14 Kentucky Senate and the Kentucky House of Representatives are
15 invited;

16 c. To which a caucus of legislators approved as a caucus by the
17 Legislative Research Commission is invited;

18 d. Sponsored or coordinated by a state or local government entity,
19 including a state institution of higher education, provided that the
20 cost thereof is covered by the state or local government entity or
21 state institution of higher education; or

22 e. To which an individual legislator is invited and for which the
23 legislator receives prior approval from a majority of the Legislative
24 Research Commission. Costs of admittance or attendance, or the
25 value of food or beverages consumed at these events shall not be
26 considered anything of value. Transportation, lodging, and other
27 ancillary expenses related to attendance or participation in these

- 1 events shall be included in the definition of anything of value;
- 2 9. Gifts from a person related by blood or marriage or a member of the
- 3 legislator's household;
- 4 10. A gift that:
- 5 a. Is not used; and
- 6 b. No later than thirty (30) days after receipt, is returned to the donor
- 7 or delivered to a charitable organization and is not claimed as a
- 8 charitable contribution for federal income tax purposes;
- 9 11. The cost, paid, reimbursed, raised, or obtained by the Legislative
- 10 Research Commission, for attendance or participation, and for food and
- 11 beverages consumed at, and funds, goods, and services provided for
- 12 conducting events sponsored or coordinated by multistate or national
- 13 organizations of, or including, state governments, state legislatures, or
- 14 state legislators if the attendance and expenditures by the legislator are
- 15 approved in advance by the Legislative Research Commission;
- 16 12. The cost of attendance or participation provided by the sponsoring
- 17 entity, of lodging, and of food and beverages consumed, at events
- 18 sponsored by or in conjunction with a civic, charitable, governmental,
- 19 trade association, or community organization if the event is held within
- 20 the Commonwealth of Kentucky;
- 21 13. A gift or gifts from one member of the General Assembly to another
- 22 member of the General Assembly;
- 23 14. Anything for which the recipient pays or gives full value; or
- 24 15. Any service spontaneously extended to a legislator in an emergency
- 25 situation.
- 26 (3) "Associated," if used with reference to an organization, includes an organization in
- 27 which an individual or a member of the individual's family is a director, officer,

1 fiduciary, trustee, agent, or partner, or owns or controls, in the aggregate, an interest
 2 of ten thousand dollars (\$10,000) or more, or an interest of five percent (5%) or
 3 more of the outstanding equity;

4 (4) "Business" means any corporation, partnership, sole proprietorship, firm, enterprise,
 5 franchise, association, organization, self-employed individual, holding company,
 6 joint stock company, receivership, trust, professional service corporation, or any
 7 legal entity through which business is conducted for profit;

8 (5) "Business associate" includes the following:

9 (a) A private employer;

10 (b) A general or limited partnership, or a general or limited partner within the
 11 partnership;

12 (c) A corporation that is family-owned or in which all shares of stock are closely
 13 held, and the shareholders, owners, and officers of such a corporation;

14 (d) A corporation in which the legislator or other person subject to this code has
 15 an investment interest, owns, or has a beneficial interest in shares of stock
 16 which constitute more than:

17 1. Five percent (5%) of the value of the corporation; or

18 2. Ten thousand dollars (\$10,000) at fair market value;

19 (e) A corporation, business association, or other business entity in which the
 20 legislator or other person subject to this code serves as an agent or a
 21 compensated representative;

22 (6) "Candidate" means an individual who seeks nomination or election to the General
 23 Assembly. An individual is a candidate when the individual:

24 (a) Files a notification and declaration for nomination for office with the
 25 Secretary of State; or

26 (b) Is nominated for office by his party under KRS 118.105, 118.115, 118.325, or
 27 118.760;

- 1 (7) "Charitable organization" means an organization described in 26 U.S.C. Sec. 170(c)
 2 as it currently exists or as it may be amended;
- 3 (8) "Child" means the unemancipated minor daughter, son, stepdaughter, or stepson;
- 4 (9) "Commission" means the Kentucky Legislative Ethics Commission;
- 5 (10) (a) "Compensation" means:
- 6 1. An advance, salary, conveyance, forgiveness of indebtedness, deposit,
 7 distribution, loan, payment, gift, pledge, or transfer of money; or
- 8 2. A contract, agreement, promise, or other obligation for an advance,
 9 conveyance, forgiveness of indebtedness, deposit, distribution, loan,
 10 payment, gift, pledge, or transfer of money for services rendered or to be
 11 rendered;
- 12 (b) "Compensation" does not include reimbursement of expenses if:
- 13 1. The reimbursement is equal to, or less than, the amount paid for the
 14 expenses;
- 15 2. Expense records are itemized; and
- 16 3. No portion of the reimbursed expense is used to give anything of value
 17 to a legislator, candidate, or the spouse of a legislator or candidate;
- 18 (11) "Economic interest" means an interest distinct from that of the general public in a
 19 state purchase, sale, lease, contract, option, or other transaction or arrangement
 20 involving property or services in which a legislator may gain an economic benefit of
 21 fifty dollars (\$50) or more;
- 22 (12) "Employer" means any person who engages a legislative agent and in the case of a
 23 business other than a sole proprietorship or self-employed individual, it means the
 24 business entity, and not an individual officer, director, or employee thereof, except
 25 when an officer, director, or employee makes an expenditure for which he is
 26 reimbursed by the business entity;
- 27 (13) "Engage" means to make any arrangement, and "engagement" means any

1 arrangement, by which an individual is employed or retained for compensation to
2 act for or on behalf of an employer to lobby;

3 (14) "Ethical misconduct" means any violation of the Kentucky Code of Legislative
4 Ethics;

5 (15) (a) "Expenditure" means any of the following that is made to, at the request of,
6 for the benefit of, or on behalf of any member of the General Assembly, the
7 Governor, the secretary of a cabinet listed in KRS 12.250, or any member of
8 the staff of any of those officials:

- 9 1. A payment, distribution, loan, advance, deposit, reimbursement, or gift
10 of money, real estate, or anything of value, including, but not limited to,
11 food and beverages, entertainment, lodging, transportation, or honoraria;
- 12 2. A contract, promise, or agreement, to make an expenditure; or
- 13 3. The purchase, sale, or gift of services or any other thing of value.

14 (b) "Expenditure" does not include a contribution, gift, or grant to a foundation or
15 other charitable organization that is exempt from federal income taxation
16 under Section 501(c)(3) of the Internal Revenue Code. "Expenditure" does not
17 include the purchase, sale, or gift of services or any other thing of value that is
18 available to the general public on the same terms as it is available to the
19 persons listed in this subsection;

20 (16) "Family member" means a person:

- 21 (a) Who is the spouse, parent, sibling, child, mother-in-law, father-in-law, son-in-
22 law, daughter-in-law, grandparent, or grandchild of an individual; or
- 23 (b) Who is a member of the individual's household, and is dependent upon the
24 member;

25 (17) "Filer" means an individual who is required to file a statement of financial interests
26 pursuant to KRS 6.781;

27 (18) (a) "Financial transaction" means a transaction or activity that is conducted or

undertaken for profit and arises from the joint ownership, ownership, or part ownership in common of any real or personal property or any commercial or business enterprise of whatever form or nature between the following:

1. A legislative agent, his employer, or a member of the immediate family of the legislative agent or his employer; and
2. Any member of the General Assembly, the Governor, the secretary of a cabinet listed in KRS 12.250, or any member of the staff of any of the officials listed in this subparagraph;

(b) "Financial transaction" does not include any transaction or activity:

1. Described in paragraph (a) of this subsection if it is available to the general public on the same or similar terms and conditions; or
2. Made or let after public notice and competitive bidding or contracts that are available on similar terms to other members of the general public;

(19) "Former legislator" means a person who previously held a position as a legislator and who no longer holds that position;

(20) "Immediate family" means an unemancipated child residing in an individual's household, a spouse of an individual, or a person claimed by the individual's spouse as a dependent for tax purposes;

(21) "Legislation" means bills, resolutions, amendments, nominations, and any other matter pending before the General Assembly or any of its interim committees, or the executive approval or veto of any bill acted upon by the General Assembly;

(22) (a) "Legislative agent" means any individual who is engaged:

1. During at least a portion of his time to lobby as one (1) of his official responsibilities; or
2. In lobbying activities as a legislative liaison of an association, coalition, or public interest entity formed for the purpose of promoting or otherwise influencing legislation.

1 (b) "Legislative agent" does not include:

- 2 1. Any person who limits his lobbying activities to appearing before public
- 3 meetings of legislative committees, subcommittees, or task forces, or
- 4 public hearings or meetings of public agencies;
- 5 2. A private citizen who receives no compensation for lobbying and who
- 6 expresses a personal opinion; or
- 7 3. A public servant acting in his fiduciary capacity as a representative of
- 8 his agency, college, university, or city, county, urban-county, or charter
- 9 county government, except persons engaged by a de jure municipal
- 10 corporation, such as the Kentucky Lottery Corporation or the Kentucky
- 11 Housing Corporation, institutions of higher education, or local
- 12 governments, whose primary responsibility during sessions of the
- 13 General Assembly is to lobby;

14 (23) "Legislative interest" means a substantial economic interest, distinct from that of the

15 general public, in one (1) or more legislative matters;

16 (24) "Legislative matter" means any bill, resolution, nomination, or other issue or

17 proposal pending before the General Assembly or any interim committee,

18 committee, subcommittee, task force, or commission of the General Assembly;

19 (25) "Legislator" means a member or member-elect of the General Assembly;

20 (26) (a) "Lobby" means to promote, advocate, or oppose the passage, modification,

21 defeat, or executive approval or veto of any legislation by direct

22 communication with any member of the General Assembly, the Governor, the

23 secretary of any cabinet listed in KRS 12.250, or any member of the staff of

24 any of the officials listed in this paragraph.

25 (b) "Lobbying" does not include:

- 26 1. Appearances before public meetings of the committees, subcommittees,
- 27 task forces, and interim committees of the General Assembly;

- 1 2. News, editorial, and advertising statements published in newspapers,
- 2 journals, or magazines, or broadcast over radio or television;
- 3 3. The gathering and furnishing of information and news by bona fide
- 4 reporters, correspondents, or news bureaus to news media described in
- 5 paragraph (b)2. of this subsection;
- 6 4. Publications primarily designed for, and distributed to, members of bona
- 7 fide associations or charitable or fraternal nonprofit corporations;
- 8 5. Professional services in drafting bills or resolutions, preparing
- 9 arguments on these bills or resolutions, or in advising clients and
- 10 rendering opinions as to the construction and the effect of proposed or
- 11 pending legislation, if the services are not otherwise connected with
- 12 lobbying; or
- 13 6. The action of any person not engaged by an employer who has a direct
- 14 interest in legislation, if the person, acting under Section 1 of the
- 15 Kentucky Constitution, assembles together with other persons for their
- 16 common good, petitions any official listed in this subsection for the
- 17 redress of grievances, or other proper purposes;
- 18 (27) "Person" means an individual, proprietorship, firm, partnership, joint venture, joint
- 19 stock company, syndicate, business, trust, estate, company, corporation, association,
- 20 club, committee, organization, or group of persons acting in concert;
- 21 (28) "Public servant" means an elected or appointed officer or employee of a federal or
- 22 state agency; state institution of higher education; or a city, county, urban-county, or
- 23 charter county government;
- 24 (29) "State agency" means any department, office, commission, board, or authority
- 25 within the executive department, and includes state-supported universities and
- 26 colleges but does not include local boards of education; and
- 27 (30) "Through others" means a scheme, artifice, or mechanism, the sole purpose of

1 which is to accomplish by indirect means, using third parties, results which would
 2 be unlawful under this code if accomplished directly between a legislator or
 3 candidate and another person or entity.

4 Section 14. KRS 6.784 is amended to read as follows:

5 KRS 6.781 to 6.794 do not require the disclosure of financial information concerning the
 6 following:

- 7 (1) A spouse separated from a filer;
- 8 (2) A former spouse of a filer;
- 9 (3) A gift or loan to or from a family member;
- 10 (4) A campaign contribution permitted and reported pursuant to KRS Chapter 121~~[-or~~
 11 ~~121A]~~; or
- 12 (5) A gift or loan from a wholly-owned family business.

13 Section 15. KRS 11A.231 is amended to read as follows:

- 14 (1) KRS 11A.211 and 11A.216 do not apply to efforts to influence executive agency
 15 decisions or conduct executive agency lobbying activity by any of the following:
 - 16 (a) Appearances at public hearings of the committees or interim committees of
 17 the General Assembly, at court proceedings, at rule-making or adjudication
 18 proceedings, or at other public meetings;
 - 19 (b) News, editorial, and advertising statements published in newspapers, journals,
 20 or magazines, or broadcast over radio or television;
 - 21 (c) The gathering and furnishing of information and news by bona fide reporters,
 22 correspondents, or news bureaus to news media described in subsection (1)(b)
 23 of this section; or
 - 24 (d) Publications primarily designed for and distributed to members of associations
 25 or charitable or fraternal nonprofit corporations.
- 26 (2) Nothing in KRS 11A.201 to 11A.246 requires the reporting of, or prohibits an
 27 elected executive official from soliciting or accepting, a contribution from or an

1 expenditure by any person if the contribution or expenditure is reported in
 2 accordance with KRS Chapter 121~~[-or 121A]~~.

3 SECTION 16. A NEW SECTION OF KRS CHAPTER 121 IS CREATED TO
 4 READ AS FOLLOWS:

5 (1) If a vacancy occurs in a slate of candidates before the ballots are printed for the
 6 primary election because of death, disqualification to hold the office sought, or
 7 severe disabling condition which arose after the slate formed a campaign
 8 committee, the remaining member of the slate may:

9 (a) Designate a replacement for the vacant candidate; or

10 (b) Change the composition of the slate and designate a running mate.

11 Any changes made to the slate of candidates as set forth in this subsection shall
 12 be made on forms filed with the registry not later than the deadline for printing
 13 primary election ballots, but only following certification to the remaining
 14 candidates by the Secretary of State that a vacancy exists for a reason specified in
 15 this subsection.

16 (2) If a vacancy occurs in a slate of candidates after the ballots are printed for the
 17 primary election, the remaining member of the slate may:

18 (a) Designate a replacement for the vacant candidate; or

19 (b) Change the composition of the slate and designate a running mate.

20 Any changes made to the slate of candidates as set forth in this subsection shall
 21 be made on forms filed with the registry prior to the primary election, but only
 22 following certification to the remaining candidate by the Secretary of State that a
 23 vacancy exists for a reason specified in subsection (1) of this section.

24 (3) If a replacement for a vacant candidate is made after the ballots are printed for
 25 the primary election because of death, disqualification to hold the office sought,
 26 or severe disabling condition which arose after the slate formed a campaign
 27 committee, notices informing the voters of the change in the composition of the

1 slate shall be posted at each precinct polling place.

2 (4) The provisions of KRS 118.105 shall apply to vacancies occurring in the
 3 nomination of a qualifying slate of candidates.

4 Section 17. The following KRS sections are repealed:

5 121A.005 Short title for chapter.

6 121A.010 Definitions for chapter.

7 121A.015 Exploratory committees for possible slates for Governor and Lieutenant
 8 Governor.

9 121A.020 Election campaign fund -- Transfers.

10 121A.030 Campaign expenditure limitations.

11 121A.040 Statement of intent.

12 121A.050 Contribution limits.

13 121A.060 Certification of qualification to receive transfer from fund.

14 121A.070 Deposit of transferred funds -- Duty of campaign treasurer.

15 121A.080 Amounts transferred from fund.


16 121A.090 Recipients of transfers subject to KRS Chapter 121.

17 121A.100 Televised candidate forums or debates.


18 121A.110 Misuse of transferred funds prohibited.

19 121A.990 Penalties.

20 Section 18. Whereas it is imperative for the continuance of a fair and open election
 21 process that there be full disclosure regarding all campaign contributions made to
 22 candidates, slates of candidates, and committees, an emergency is declared to exist, and
 23 this Act takes effect upon its passage and approval by the Governor or upon its otherwise
 24 becoming a law.




President of the Senate



Speaker-House of Representatives

Attest: 

Chief Clerk of Senate

Approved 

Governor

Date 
